



**FOLEY
HOAG** LLP
ATTORNEYS AT LAW

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Fax

Date: September 22, 2005

To: U.S. Patent and Trademark Office Fax #: (571) 273-8300 Confirm#:

Client Matter#: 24922-1303 (ISA-013.03)

From: Beth E. Arnold Sender's Number: 1294 User #: 3607
Total Pages Sent (Including Cover Sheet): 17 Office: Boston

Message

Re: U.S. Patent Application No. 09/752,514
Filed: January 3, 2001
Inventor(s): Gary Klinefelter
Title: METHOD FOR EVALUATING AND AFFECTING MALE FERTILITY
Our Ref.: ISA-013.03 (24922-1303)

Transmitted herewith are the following documents:

Petition for Revival of an Application for Patent Abandoned Unavoidably under 37 CFR 1.137(a) (PTO/SB/61) (3 pages);
Petition for Revival of an Application for Patent Abandoned Unavoidably under 37 CFR 1.137(a) (3 pages);
Exhibit A (3 pages);
Exhibit B (1 page);
Exhibit C (6 pages); and
This fax cover sheet.

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IMPORTANT - PLEASE READ

THE INFORMATION CONTAINED IN THIS FACSIMILE MESSAGE IS INTENDED ONLY FOR THE PERSONAL AND CONFIDENTIAL USE OF THE DESIGNATED RECIPIENTS NAMED ABOVE. THIS MESSAGE MAY BE AN ATTORNEY-CLIENT COMMUNICATION AND AS SUCH IS PRIVILEGED AND CONFIDENTIAL. IF THE READER OF THIS MESSAGE IS NOT THE INTENDED RECIPIENT OR AN AGENT RESPONSIBLE FOR DELIVERING IT TO THE INTENDED RECIPIENT, YOU ARE HEREBY NOTIFIED THAT YOU HAVE RECEIVED THIS DOCUMENT IN ERROR, AND THAT ANY REVIEW, DISSEMINATION, DISTRIBUTION OR COPYING OF THIS MESSAGE IS STRICTLY PROHIBITED. IF YOU HAVE RECEIVED THIS COMMUNICATION IN ERROR, PLEASE NOTIFY US IMMEDIATELY BY TELEPHONE AND RETURN THE ORIGINAL MESSAGE TO US BY MAIL. THANK YOU.

IF THERE ARE ANY PROBLEMS WITH THIS TRANSMISSION PLEASE TELEPHONE THE SENDER.

BOSTON / 155 Seaport Boulevard / Boston, Massachusetts 02210-2600 / TEL: 617.832.1000 / FAX: 617.832.7000
WASHINGTON, DC / 1747 Pennsylvania Ave., NW / Suite 1200 / Washington, DC 20006-4604 / TEL: 202.223.1200 / FAX: 202.785.6887
Foley Hoag LLP www.foleyhoag.com

SEP 22 2005

PTO/SB/61 (09-04)

Approved for use through 07/31/2006. OMB 0661-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED UNAVOIDABLY UNDER 37 CFR 1.137(a)		Docket Number (Optional) ISA-013.03
First named Inventor: G. Klinefelter Application Number: 09/752,514 Filed: January 3, 2001 Title: Method for Evaluating and Affecting Male Fertility Attention: Office of Petitions Mail Stop Petition Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450		
Art Unit: 1644 Examiner: Nolan, Patrick J.		
NOTE: If information or assistance is needed in completing this form, please contact Petitions Information at (703)305-9382.		
The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the Office notice or action plus any extensions of time actually obtained.		
APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION. NOTE: A grantable petition requires the following items: (1) Petition fee; (2) Reply and/or issue fee; (3) Terminal disclaimer with disclaimer fee-required for all utility and plant applications filed before June 8, 1995, and for all design applications; and (4) Adequate showing of the cause of unavoidable delay		
1. Petition fee <input type="checkbox"/> Small entity - fee \$ _____ (37 CFR 1.17(i)). Applicant claims small entity status. See 37 CFR 1.27. <input checked="" type="checkbox"/> Other than small entity - fee \$ <u>500.00</u> (37 CFR 1.17(i)). <input checked="" type="checkbox"/> Please charge fee(s) indicated above to Deposit Account Number 06-1448, Reference ISA-013.03.		
2. Reply and/or fee A. The reply and/or fee to the above-noted Office action in the form of <u>PTOL-85</u> (Identify the type of reply): <input checked="" type="checkbox"/> has been filed previously on <u>December 29, 2004</u> . <input type="checkbox"/> is enclosed herewith. B. The issue fee of \$ <u>1730.00</u> <input type="checkbox"/> has been paid previously on _____. <input checked="" type="checkbox"/> Please charge fee(s) indicated above to Deposit Account Number 06-1448, Reference ISA-013.03.		

[Page 1 of 3]

This collection of information is required by 37 CFR 1.137(a). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

09/26/2005 HDNESS2 00000001 061448 09752514

01 FC:1452 500.00 DA

SEP 22 2005

PTO/SB/61 (09-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)****3. Terminal disclaimer with disclaimer fee**

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
- ☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period time of time is enclosed herewith (see PTO/SB/63).

4. An adequate showing of the cause of the delay, and that the entire delay in filing the required reply from the due date for the reply until the filing of a grantable petition under 37 CFR 1.137(a) was unavoidable, is enclosed.

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.



Signature

September 22, 2005

Date

Beth E. Arnold, Esq.

Typed or printed name

35,430

Registration Number, if applicable

Foley Hoag LLP

Address

617-832-1294

Telephone Number

155 Seaport Blvd., Boston, MA 02210-2600

Address

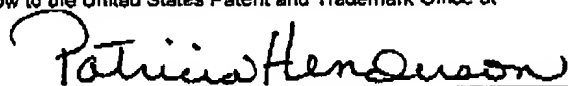
Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☒ Additional sheets containing statements establishing unavoidable delay☐ _____**CERTIFICATE OF MAILING OR TRANSMISSION (37 CFR 1.8(a))**

I hereby certify that this correspondence is being:

- ☐ deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.
- ☒ transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (703) 872-9306.

9/22/2005

Date



Signature

Patricia Henderson

Typed or printed name of person signing certificate

[Page 2 of 3]

SEP 22 2005

PTO/SB/61 (08-04)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNAVOIDABLY UNDER 37 CFR 1.137(a)

NOTE: The following showing of the cause of unavoidable delay must be signed by all applicants and by any other party who is presenting statements concerning the cause of delay.

Beth E. Arnold
Signature

9/22/05

Date

Beth E. Arnold

Typed or printed name

35,430

Registration Number, if applicable

(In the space provided below, please explain in detail the reasons for the delay in filing a proper reply)

Please see attached Petition entitled "Petition for Revival of an Application for Patent Abandoned Unavoidably under 37 CFR 1.137(a)" and supporting documentation, Exhibits A-C.

(Please attach additional sheets if additional space is needed.)

{Page 3 of 3}

SEP 22 2005

PATENTS

Attorney Docket No. ISA-013.03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary Klinefelter

Application No: 09/752,514

Filed: January 3, 2001

For: METHOD FOR EVALUATING AND
AFFECTING MALE FERTILITY

Art Unit: 1644

Confirmation No.: 9981

Examiner: Nolan, Patrick J.

CERTIFICATE OF MAILING/TRANSMISSION

I hereby certify that the correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on September 22, 2005.


Patricia Henderson

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNAVOIDABLY UNDER 37 C.F.R. 1.137(a)**

Applicant respectfully submits this Petition for Revival of an Application for Patent Abandoned Unavoidably Under 37 C.F.R. § 1.137(a).

Pursuant to 37 C.F.R. 1.137(a), Applicants declare:

1. Applicant submitted the Issue Fee Transmittal in the above identified case on December 29, 2004. A copy of the Issue Fee Transmittal showing the certificate of mailing is attached hereto as Exhibit A.
2. On the Issue Fee Transmittal, Applicant authorized the Examiner to charge our deposit account for the total amount of fees due. The fees due totaled \$1,730.00.

PATENTS
Attorney Docket No. ISA-013.03

3. Applicant spoke with Ms. Cheryl McCloud, who is a member of the Publications branch on August 22, 2005. On this date, Ms. McCloud informed Applicant that the above-identified application was abandoned for failure to pay the issue fee.
4. On August 22, 2005, Applicant identified a "Notice of Fee Due" posted on the image file wrapper system dated January 4, 2005. Said notice indicated that 1) there were insufficient funds in the Applicant's deposit account and 2) there was "non-authorization for charge to deposit account". Said notice was not received by Applicants. A copy of the Notice of Fee Due is attached as Exhibit B.
5. On January 4, 2005, Applicant's deposit account contained funds sufficient to cover the fees due in the above-identified application. A copy of the Applicant's deposit account statement for December 1, 2004-January 11, 2005 is attached as Exhibit C.
6. Between December 29, 2004 and January 11, 2005, there is no indication on the Applicant's Deposit Account Statement (attached as Exhibit C) that the Office accessed the Applicant's deposit account to charge the Issue Fee in the above-identified application.
7. In accordance with 37 C.F.R. § 1.137(a) Applicant states that the petition is being promptly filed without delay upon becoming notified of the abandonment of the above-identified application.

It is thus respectfully petitioned and requested that the above-identified application be revived for unavoidable abandonment.

Applicants enclose a copy of Form PTOL-85, as submitted on December 29, 2004, and Form PTO/SB/64 authorizing the Office to charge the total amount of \$2,230.00 to cover the petition fee of \$500.00, issue fee of \$1,400.00, publication fee of \$300.00, and a fee of \$30.00 for ten soft copies, to our Deposit Account No. 06-1448, Reference ISA-013.03.


PATENTS
Attorney Docket No. ISA-013.03

Conclusion

If there are any questions concerning the Petition to Revive, the Examiner is invited to telephone the Examiner's representative at the telephone number listed below. Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayment to our **Deposit Account No. 06-1448, Reference ISA-013.03.**

Respectfully submitted,

Date: September 22, 2005
Customer No: 25181
Patent Group
Foley Hoag, LLP
155 Seaport Blvd.
Boston, MA 02210-2600


Beth E. Arnold, Reg. No. 35,430
Attorney for Applicant
Tel. No. (617) 832-1294
Fax. No. (617) 832-7000

PART B - FEE(S) TRANSMITTAL

Exhibit A

Complete and send this form, together with applicable fee(s), to: Mail

Mail Stop ISSUE FEE
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450
or Fax (703) 746-4000

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed when appropriate. All further correspondence, including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

25181 7590 09/30/2004

FOLEY HOAG, LLP
PATENT GROUP, WORLD TRADE CENTER WEST
150 N. BOSTON STREET
BOSTON, MA 02110
TELEPHONE: 617-552-0000 FAX: 617-552-0001 061448 09752514

02 FC:1501 1400.00 DA
03 FC:1504 300.00 DA
04 FC:8001 30.00 DA

Certificate of Mailing or Transmission
I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (703) 746-4000, on the date indicated below.

John Barretto (Depositor's name)
December 29, 2004 (Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09752514	01/03/2001	Gary Klinefelter	KLINEFELTER-1C	9981

TITLE OF INVENTION: METHOD FOR EVALUATING AND AFFECTING MALE FERTILITY

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$300	\$1630	12/30/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
NOLAN, PATRICK J	1644	530-387900

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list

(1) the names of up to 3 registered patent attorneys or agents OR, alternatively,

(2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

Foley Hoag, LLP

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

The Government of the United States of America Washington, D.C.

U.S. Environmental Protection Agency

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☒ Government

4a. The following fee(s) are enclosed:

☒ Issue Fee☒ Publication Fee (No small entity discount permitted)☒ Advance Order - # of Copies 10

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge the required fee(s), or credit any overpayment, to Deposit Account Number 06-1448 (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27.☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

The Director of the USPTO is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above. NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature

Date December 29, 2004

Typed or printed name Bath E. Arnold

Registration No. 35,430

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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SEP 22 2005

PATENTS
Attorney Docket No. ISA-013.03



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Gary Klinefelter

Application No: 09/752,514

Filed: January 3, 2001

For: METHOD FOR EVALUATING AND
AFFECTING MALE FERTILITY

Art Unit: 1644

Confirmation No.: 9981

Examiner: Nolan, Patrick J.

CERTIFICATE OF MAILING

I hereby certify that the following paper is being deposited with the United States Postal Service as first-class mail in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on December 29, 2004.

John R. Barretto

Mail Stop Issue Fee
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

ISSUE-FEE TRANSMITTAL

In response to the September 30, 2004, Notice of Allowance of the above-identified patent application, we enclose Form PTOL-85. Please charge the total amount of \$1,730.00 to cover the issue fee of \$1,400.00, publication fee of \$300.00, and a fee of \$30.00 for ten soft copies, to our Deposit Account No. 06-1448, Reference ISA-013.03.

PATENTS
Attorney Docket No. ISA-013.03

Although we believe that we have appropriately provided for any fees due in connection with this submission, the Commissioner is hereby authorized to charge any deficiencies or credit any overpayment to our **Deposit Account No. 06-1448**,
Reference ISA-013.03.

Respectfully submitted,

Date: December 29, 2004
Customer No: 25181
Patent Group
Foley Hoag, LLP
155 Seaport Blvd.
Boston, MA 02210-2600



Beth E. Arnold, Reg. No. 35,430
Attorney for Applicant
Tel. No. (617) 832-1294
Fax. No. (617) 832-7000

Exhibit B

NOTICE OF FEE DUE

DATE: 01-04-05
TO: Issue Fee
FROM: Office of Initial Patent Examination.
SUBJECT: Fee Due
APPLICATION NUMBER 09 752 514

A fee is due for the attached document submitted to the U.S. Patent and Trademark Office for the following reason. Please check the application for the appropriate authorization to charge a deposit account. If an authorization is present, please charge the appropriate fee. If an authorization is not present, notify the applicant of the fee deficiency.

- ☐ Insufficient fee by check
- ☒ Insufficient funds in deposit amount
- ☐ Declined credit card
- ☒ Non-authorization for charge to deposit account
- ☐ No fee submitted per requirement

The correct fee code: 1501+1504+8001 amount \$ 1730
The suspended fee code: 1999 amount \$ _____
Fee Due _____ amount = \$ 1730

If you have any questions, please contact Cynthia Streater at 703-306-5430 or Eleanor Kartz 703-308-3642

Terminal Operator Abelby

Deposit Account Statement

Exhibit C


**United States
Patent and
Trademark Office**
**Deposit Account Statement**

Requested Statement Month:	December 2004
Deposit Account Number:	061448
Name:	FOLEY,HOAG & ELIOT LLP
Attention:	PATENT GROUP
Address:	155 SEAPORT BLVD
City:	BOSTON
State:	MA
Zip:	02109
Country:	UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
12/01	15	29209705	CAL-736.01 (22450-73601)	2051	\$65.00	\$30,338.00
12/01	18	10716391	HAE-001.01	2001	\$385.00	\$29,953.00
12/01	19	10716391	HAE-001.01	2202	\$342.00	\$29,611.00
12/01	20	10716391	HAE-001.01	2201	\$172.00	\$29,439.00
12/01	21	10716391	HAE-001.01	2051	\$65.00	\$29,374.00
12/01	69	09773115	12835IDUS01U	2801	\$395.00	\$28,979.00
12/01	60	09773115	12835IDUS01U	2252	\$215.00	\$28,764.00
12/03	172	11001546	PPK-003.01	2001	\$395.00	\$28,369.00
12/03	173	11001546	PPK-003.01	2202	\$135.00	\$28,234.00
12/06	1	10097125		2251	\$55.00	\$28,179.00
12/06	91	10184204		8021	\$40.00	\$28,139.00
12/06	231	10516053	ISA-031.01	1610	\$790.00	\$27,349.00
12/06	232	10516053	ISA-031.01	1615	\$432.00	\$26,917.00
12/06	233	10516053	ISA-031.01	8021	\$40.00	\$26,877.00
12/07	8	10897387	ISA-013.04	1001	\$790.00	\$26,087.00
12/07	9	10897387	ISA-013.04	1201	\$176.00	\$25,911.00
12/07	10	10897387	ISA-013.04	1202	\$360.00	\$25,551.00
12/07	11	10897387	ISA-013.04	1051	\$130.00	\$25,421.00
12/07	331	10897387		8021	\$40.00	\$25,381.00
12/08	110	60554262	TRA-009.60	8021	\$40.00	\$25,341.00
12/08	153	10500795	GPT-030.01	2251	\$55.00	\$25,286.00
12/08	154	10500795	GPT-030.01	2617	\$65.00	\$25,221.00
12/09	3	11005620	KVC-055.02	1001	\$790.00	\$24,431.00
12/09	4	11005620	KVC-055.02	1201	\$88.00	\$24,343.00
12/09	96	10771519	SPV-041.03	1463	\$70.00	\$24,273.00
12/10	2	10304617		1254	\$1,630.00	\$22,743.00
12/10	3	10304617		1201	\$88.00	\$22,655.00

Deposit Account Statement

12/10 4	10304422		1254	\$1,530.00	\$21,125.00
12/10 5	10304422		1201	\$88.00	\$21,037.00
12/10 97	10500795		8021	\$40.00	\$20,997.00
12/10 102	09609881	105019-0006	2501	\$700.00	\$20,297.00
12/10 393	PCT/US04/40729	MTV-069.25	1601	\$300.00	\$19,997.00
12/10 394	PCT/US04/40729	MTV-069.25	1704	\$1,920.00	\$18,077.00
12/10 395	PCT/US04/40729	MTV-069.25	1702	\$1,134.00	\$16,943.00
12/10 396	PCT/US04/40729	MTV-069.25	1703	\$744.00	\$16,199.00
12/10 397	PCT/US04/40729	MTV-069.25	8007	\$20.00	\$16,179.00
12/13 1	09545208	11504-002001	2801	\$395.00	\$15,784.00
12/13 5	09545208	11504-002001	2253	\$490.00	\$15,294.00
12/13 20	09934250	GPT-029.01	2253	\$510.00	\$14,784.00
12/13 34	10766300	SPV-042.02	1501	\$30.00	\$14,754.00
12/13 172	09879736		8021	\$40.00	\$14,714.00
12/13 173	10638818		8021	\$40.00	\$14,674.00
12/13 174	10944563		8021	\$40.00	\$14,634.00
12/13 175	10955466		8021	\$40.00	\$14,594.00
12/13 255	11007927	IPT-070.02	1011	\$300.00	\$14,294.00
12/13 256	11007927	IPT-070.02	1111	\$500.00	\$13,794.00
12/13 257	11007927	IPT-070.02	1311	\$200.00	\$13,594.00
12/13 270	PCT/US04/40517	BWY-012.25	1601	\$300.00	\$13,294.00
12/13 271	PCT/US04/40517	BWY-012.25	1602	\$1,000.00	\$12,294.00
12/13 272	PCT/US04/40517	BWY-012.25	1702	\$1,134.00	\$11,160.00
12/13 273	PCT/US04/40517	BWY-012.25	8007	\$20.00	\$11,140.00
12/13 426	10504039		8021	\$40.00	\$11,100.00
12/14 10	08624736		9204	-\$300.00	\$11,400.00
12/14 68	10089755	P51036	1501	\$1,400.00	\$10,000.00
12/14 69	10089755	P51036	8001	\$30.00	\$9,970.00
12/14 78	09879736		8021	\$40.00	\$9,930.00
12/14 79	10638818		8021	\$40.00	\$9,890.00
12/14 80	10944563		8021	\$40.00	\$9,850.00
12/14 81	10955466		8021	\$40.00	\$9,810.00
12/14 96	10631480		8021	\$40.00	\$9,770.00
12/14 271	PCT/US04/40962	SPV-059.25	1601	\$300.00	\$9,470.00
12/14 272	PCT/US04/40962	SPV-059.25	1704	\$1,920.00	\$7,550.00
12/14 273	PCT/US04/40962	SPV-059.25	1702	\$1,134.00	\$6,416.00
12/14 274	PCT/US04/40962	SPV-059.25	1703	\$4,356.00	\$2,060.00
12/14 275	PCT/US04/40962	SPV-059.25	8007	\$60.00	\$2,000.00
12/14 490	10699587		8021	\$40.00	\$1,960.00
12/16 64	60635832	TRA-011.60	2005	\$100.00	\$1,860.00
12/16 75	60585118	ISA-029.60 (24922-2960)	8007	\$20.00	\$1,840.00
12/17 1	PCT/US03/38191	JHV-028.25	1703	\$1,236.00	\$604.00
12/17 7	10912871	MBP-002.03	2201	\$264.00	\$340.00
12/17 8	10912871	MBP-002.03	2202	\$9.00	\$331.00
12/17 9	10771519	SPV-041.03	1202	\$306.00	\$25.00
12/17 10	10771519	SPV-041.03	1202	\$18.00	\$7.00
12/21 1	PAYMENT		9203	-\$45,512.00	\$45,519.00
12/21 6	09965654	IPT-002.02	2453	\$685.00	\$44,834.00

Deposit Account Statement

12/21 31	6251363	MAA-013.02	2551	\$450.00	\$44,384.00
12/21 115	5587398		2552	\$1,150.00	\$43,234.00
12/21 116	5587398		2555	\$65.00	\$43,169.00
12/21 121	10370268		8021	\$40.00	\$43,129.00
12/21 159	10926284	IPT-014.02	2001	\$395.00	\$42,734.00
12/21 160	10926284	IPT-014.02	2201	\$100.00	\$42,634.00
12/21 161	10926284	IPT-014.02	2202	\$1,025.00	\$41,609.00
12/21 566	60603464		8021	\$40.00	\$41,569.00
12/21 575	60606681		8021	\$40.00	\$41,529.00
12/22 1	10130951	033388-509	2255	\$1,080.00	\$40,449.00
12/22 286	11015311	ISA-019.01	1011	\$300.00	\$40,149.00
12/22 287	11015311	ISA-019.01	1111	\$500.00	\$39,649.00
12/22 288	11015311	ISA-019.01	1311	\$200.00	\$39,449.00
12/22 289	09832658		8021	\$40.00	\$39,409.00
12/22 289	11015311	ISA-019.01	1202	\$500.00	\$38,909.00
12/22 295	10802540		8021	\$40.00	\$38,869.00
12/22 307	10868673		8021	\$40.00	\$38,829.00
12/23 9	10441156	BAK-045.03	1501	\$1,400.00	\$37,429.00
12/23 10	10441156	BAK-045.03	1504	\$300.00	\$37,129.00
12/23 67	60553275	ISA-019.60 (15.03.04)	8007	\$20.00	\$37,109.00
12/23 73	10926284	IPT-014.02	2051	\$65.00	\$37,044.00
12/23 103	60509093	ISA-011.60 (24922-1160)	8007	\$20.00	\$37,024.00
12/23 261	11016894	FWY-002.01	2011	\$150.00	\$36,874.00
12/23 262	11015894	FWY-002.01	2201	\$800.00	\$36,074.00
12/23 263	11015894	FWY-002.01	2202	\$1,925.00	\$34,149.00
12/23 264	11015894	FWY-002.01	2111	\$250.00	\$33,899.00
12/23 265	11015894	FWY-002.01	2311	\$100.00	\$33,799.00
12/23 770	10884022		8021	\$40.00	\$33,759.00
12/27 7	60509093	ISA-001.01 (24922-1101)	8021	\$80.00	\$33,679.00
12/27 48	29219706	QSL-701.01	2012	\$100.00	\$33,579.00
12/27 49	29219706	QSL-701.01	2112	\$50.00	\$33,529.00
12/27 50	29219706	QSL-701.01	2312	\$65.00	\$33,464.00
12/27 152	60553275	ISA-019.60	8007	\$20.00	\$33,444.00
12/27 286	60637665	PRC-013.60	2005	\$100.00	\$33,344.00
12/28 16	29219739	QSL-703.01 (23424-70301)	2012	\$100.00	\$33,244.00
12/28 17	29219739	QSL-703.01 (23424-70301)	2112	\$50.00	\$33,194.00
12/28 18	29219739	QSL-703.01 (23424-70301)	2312	\$65.00	\$33,129.00
12/28 19	29219740	QSL-702.01 (23424-70201)	2012	\$100.00	\$33,029.00
12/28 20	29219740	QSL-702.01 (23424-70201)	2112	\$50.00	\$32,979.00
12/28 21	29219740	QSL-702.01 (23424-70201)	2312	\$65.00	\$32,914.00
12/28 36	10053082	ARA-00101	2253	\$510.00	\$32,404.00
12/28 46	6800735		1464	\$130.00	\$32,274.00
12/28 47	6800735		1811	\$100.00	\$32,174.00
12/28 85	08790043	GM50005	1801	\$790.00	\$31,384.00
12/28 86	08790043	GM50005	1253	\$1,020.00	\$30,364.00
12/28 103	PCT/US04/41681	GAO-001.25	1601	\$300.00	\$30,064.00
12/28 104	PCT/US04/41681	GAO-001.25	1603	\$300.00	\$29,764.00
12/28 105	PCT/US04/41681	GAO-001.25	1702	\$1,134.00	\$28,630.00

Deposit Account Statement

12/28 106	PCT/US04/41681	GAO-001.25	1703	\$168.00	\$28,462.00
12/28 107	PCT/US04/41681	GAO-001.25	8007	\$20.00	\$28,442.00
12/28 117	60826078	TUV-038.60	2005	\$100.00	\$28,342.00
12/28 118	60826078	TUV-038.60	2052	\$25.00	\$28,317.00
12/29 10	09697233	NMC00301	2801	\$395.00	\$27,922.00
12/29 11	09697233	NMC00301	2251	\$60.00	\$27,862.00
12/29 53	PCT/US04/42588	HUV-064.25	1601	\$300.00	\$27,562.00
12/29 54	PCT/US04/42588	HUV-064.25	1602	\$1,000.00	\$26,562.00
12/29 55	PCT/US04/42588	HUV-064.25	1702	\$1,134.00	\$25,428.00
12/29 56	PCT/US04/42588	HUV-064.25	1703	\$876.00	\$24,552.00
12/29 57	PCT/US04/42588	HUV-064.25	8007	\$20.00	\$24,532.00
12/29 88	6261103	IWM-001.01	2551	\$450.00	\$24,082.00
12/29 146	10803810	IPT-100.01	2001	\$395.00	\$23,687.00
12/29 147	10803810	IPT-100.01	2051	\$65.00	\$23,622.00
12/29 148	10803810	IPT-100.01	2202	\$3,750.00	\$19,872.00
12/29 180	11020626	BWY-013.01	2011	\$150.00	\$19,722.00
12/29 181	11020626	BWY-013.01	2111	\$250.00	\$19,472.00
12/29 182	11020626	BWY-013.01	2311	\$100.00	\$19,372.00
12/29 189	10471881	JHV-01801	1806	\$180.00	\$19,192.00
12/30 1	10803810	IPT-100.01	2255	\$1,080.00	\$18,112.00
12/30 11	10930717	ISA-011.01	1001	\$790.00	\$17,322.00
12/30 12	10930717	ISA-011.01	1051	\$130.00	\$17,192.00
12/30 13	10930717	ISA-011.01	1203	\$360.00	\$16,832.00
12/30 38	29220014	QSL-705.01 (23424-70501)	2012	\$100.00	\$16,732.00
12/30 39	29220014	QSL-705.01 (23424-70501)	2112	\$50.00	\$16,682.00
12/30 40	29220014	QSL-705.01 (23424-70501)	2312	\$65.00	\$16,617.00
START			SUM OF	SUM OF	END
BALANCE			CHARGES	REPLENISH	BALANCE
\$30,403.00			\$59,598.00	\$45,812.00	\$16,617.00

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Deposit Account Statement


**United States
Patent and
Trademark Office**
**Deposit Account Statement**

Requested Statement Month: January 2005
Deposit Account Number: 061448
Name: FOLEY,HOAG & ELIOT LLP
Attention: PATENT GROUP
Address: 155 SEAPORT BLVD
City: BOSTON
State: MA
Zip: 02109
Country: UNITED STATES OF AMERICA

DATE	SEQ	POSTING REF TXT	ATTORNEY DOCKET NBR	FEE CODE	AMT	BAL
01/03	11	PCT/US04/42938 SPV-060.25		1601	\$300.00	\$16,317.00
01/03	12	PCT/US04/42938 SPV-060.25		1704	\$1,920.00	\$14,397.00
01/03	13	PCT/US04/42938 SPV-060.25		1702	\$1,134.00	\$13,263.00
01/03	14	PCT/US04/42938 SPV-060.25		1703	\$1,128.00	\$12,135.00
01/03	15	PCT/US04/42938 SPV-060.25		8007	\$40.00	\$12,095.00
01/03	28	10928053 NVO-005.01		1051	\$130.00	\$11,965.00
01/03	281	PCT/US04/43291 MTV-072.25		1601	\$300.00	\$11,665.00
01/03	282	PCT/US04/43291 MTV-072.25		1602	\$1,000.00	\$10,665.00
01/03	283	PCT/US04/43291 MTV-072.25		1702	\$1,134.00	\$9,531.00
01/03	284	PCT/US04/43291 MTV-072.25		1703	\$1,044.00	\$8,487.00
01/03	285	PCT/US04/43291 MTV-072.25		8007	\$20.00	\$8,467.00
01/03	703	29214258		8021	\$40.00	\$8,427.00
01/04	16	10478947 ISA-022.01		8021	\$40.00	\$8,387.00
01/04	61	09930738		2501	\$700.00	\$7,687.00
01/04	62	09930738		1504	\$300.00	\$7,387.00
01/04	63	09930738		8001	\$30.00	\$7,357.00
01/04	107	PCT/US04/42093 CPX-007.25		1601	\$300.00	\$7,057.00
01/04	108	PCT/US04/42093 CPX-007.25		1602	\$1,000.00	\$6,057.00
01/04	109	PCT/US04/42093 CPX-007.25		1702	\$1,134.00	\$4,923.00
01/04	110	PCT/US04/42093 CPX-007.25		1703	\$372.00	\$4,551.00
01/04	111	PCT/US04/42093 CPX-007.25		8007	\$40.00	\$4,511.00
01/04	123	10884022 HMV-089.02		1001	\$790.00	\$3,721.00
01/04	124	10884022 HMV-089.02		1051	\$130.00	\$3,591.00
01/04	125	10301516 HMV-084.01		1806	\$180.00	\$3,411.00
01/04	125	10884022 HMV-089.02		1252	\$450.00	\$2,961.00
01/05	45	PCT/US04/43162 IPX-006.25		1601	\$300.00	\$2,661.00
01/05	46	PCT/US04/43162 IPX-006.25		1702	\$1,134.00	\$1,527.00

Deposit Account Statement

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01/05 47	PCT/US04/43162	IPX-006.25	8007	\$160.00	\$1,367.00
01/05 48	PCT/US04/43162	IPX-006.25	1703	\$1,356.00	\$11.00
01/06 2	10633177	STE-023.01	1253	\$1,020.00	-\$1,009.00
01/06 8	10500795	GPT-030.01	2610	-\$385.00	-\$624.00
01/06 9	10500795	GPT-030.01	2617	-\$65.00	-\$559.00
01/06 10	PAYMENT		9203	-\$42,558.00	\$41,999.00
01/06 10	10500795	GPT-030.01	2613	\$460.00	\$41,539.00
01/06 19	10744964	HMV-041.03	2251	\$55.00	\$41,484.00
01/06 149	11015894	FWY-002.01	8021	\$40.00	\$41,444.00
01/06 221	10519525	ISA-032.01	1631	\$300.00	\$41,144.00
01/06 222	10519525	ISA-032.01	1632	\$500.00	\$40,644.00
01/06 223	10519525	ISA-032.01	1633	\$200.00	\$40,444.00
01/06 224	10519525	ISA-032.01	1617	\$130.00	\$40,314.00
01/06 225	10519525	ISA-032.01	1615	\$300.00	\$40,014.00
01/06 254	PCT/US04/43758	BYW-013.25	1601	\$300.00	\$39,714.00
01/06 255	PCT/US04/43758	BYW-013.25	1602	\$1,000.00	\$38,714.00
01/06 256	PCT/US04/43758	BYW-013.25	1702	\$1,134.00	\$37,580.00
01/06 257	PCT/US04/43758	BYW-013.25	1703	\$480.00	\$37,100.00
01/06 258	PCT/US04/43758	BYW-013.25	8007	\$20.00	\$37,080.00
01/06 514	PCT/US04/43745	TUV-033.25	1601	\$300.00	\$36,780.00
01/06 515	PCT/US04/43745	TUV-033.25	1602	\$1,000.00	\$35,780.00
01/06 516	PCT/US04/43745	TUV-033.25	1702	\$1,134.00	\$34,646.00
01/06 517	PCT/US04/43745	TUV-033.25	1703	\$732.00	\$33,914.00
01/06 518	PCT/US04/43745	TUV-033.25	8007	\$20.00	\$33,894.00
01/07 8	10448736	SUW-007.04	2253	\$510.00	\$33,384.00
01/07 9	10448736	SUW-007.04	2202	\$325.00	\$33,059.00
01/07 51	PCT/US04/01209		8021	\$40.00	\$33,019.00
01/07 63	PCT/US04/01209		8021	\$40.00	\$32,979.00
01/07 68	PCT/US40/01209		8021	\$40.00	\$32,939.00
01/07 70	PCT/US40/01209		8021	\$40.00	\$32,899.00
01/07 77	PCT/US40/01209		8021	\$40.00	\$32,859.00
01/07 201	10309951	AMY-005.01	1501	\$1,400.00	\$31,459.00
01/07 202	10309951	AMY-005.01	1504	\$300.00	\$31,159.00
01/07 257	6263229	SUW-003.01	2551	\$450.00	\$30,709.00
01/10 1	10766756	PMX-003.03	2814	\$65.00	\$30,644.00
01/10 21	11020626	BWY-013.01	8021	\$40.00	\$30,604.00
01/10 120	09832323	BSC-005.1	1501	\$1,400.00	\$29,204.00
01/10 121	09832323	BSC-005.1	1504	\$300.00	\$28,904.00
01/10 450	PCT/US04/18340	GUX-007.25 (24201-725)	1605	\$600.00	\$28,304.00
01/10 451	PCT/US04/18340	GUX-007.25 (24201-725)	1705	\$162.00	\$28,142.00
01/10 452	PCT/US04/18848	APX-026.25	1605	\$600.00	\$27,542.00
01/10 453	PCT/US04/18848	APX-026.25	1705	\$162.00	\$27,380.00
01/11 1	09700139	HAS-008.01	1402	\$340.00	\$27,040.00
01/11 129	10723522	GIO-001.01	1463	\$200.00	\$26,840.00
01/12 22	10633177		1463	\$200.00	\$26,640.00
01/12 24	10407028	IPT-064.01	1251	\$120.00	\$26,520.00
01/12 41	PCT/US04/43308		1601	\$300.00	\$26,220.00
01/12 42	PCT/US04/43308		1704	\$1,920.00	\$24,300.00